

The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

LIKA OUNG AND SOPHY LONG, husband
and wife, and the marital community thereof,

Plaintiffs,

v.

ALLSTATE FIRE & CASUALTY
INSURANCE COMPANY, a foreign
corporation, and SWAMY BALAKRISHNAN
aka BALAKRISHNAN SWAMY and "JANE
DOE" BALAKRISHNAN aka "JANE DOE"
SWAMY, a marital community,

Defendants.

No. 2:16-cv-01200-RSL

JOINT MOTION TO EXTEND EXPERT
DISCLOSURE DEADLINE

NOTE ON MOTION CALENDAR:
March 10, 2017

I. MOTION

Pursuant to Federal Rules of Civil Procedure Rule ("FRCP") 16(b)(4), Plaintiffs Lika Oung and Sophy Long and defendant Allstate Fire & Casualty Insurance Company (collectively "the Parties") jointly submit the following Joint Motion to Extend Expert Disclosure Deadline. Specifically, the Parties request that the Court extend the expert disclosure deadline of April 5, 2017 set forth in the Minute Order Setting Trial Date & Related Dates (Dkt. 15) to April 28, 2017.

JOINT MOTION TO EXTEND EXPERT DISCLOSURE DEADLINE
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II. DISCUSSION

Under FRCP 16(b)(4), a schedule may be modified for good cause and with the Court's consent. In this instance, good cause exists to extend the expert disclosure deadline because Plaintiff Lika Oung has recently sought additional medical treatment with new providers and is considering having surgery on his neck. In addition, Mr. Oung also recently treated with mental health counselor that were disclosed on February 27, 2017. The Parties do not have the medical records from these new providers in order to provide them to the experts to render their opinions. An extension of time to April 28, 2017 will permit the Parties to obtain these records, provide these records to their experts, and schedule the necessary Independent Medical Examination(s) at a mutually acceptable date and time. The Parties cannot comply with the requirements of FRCP 26(a)(2) without this extension. The Parties do not move for any additional extensions of time. A proposed Order reflecting this change to the scheduling order is concurrently filed with this Motion.

III. CONCLUSION

For the foregoing reasons, Plaintiffs Lika Oung and Sophy Long and defendant Allstate Fire & Casualty Insurance Company respectfully request that the Court grant this Motion.

DATED this 10th day of March, 2017.

KELLER ROHRBACK L.L.P.

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JOINT MOTION TO EXTEND EXPERT DISCLOSURE DEADLINE
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ORDER

IT IS SO ORDERED.

DONE IN OPEN COURT this 14th day of March 2017.

By MRS Lasnik
THE HONORABLE ROBERT S. LASNIK

Presented by:

KELLER ROHRBACK L.L.P.

By: s/Irene M. Hecht
Irene M. Hecht, WSBA #11063
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Approved as to form;
Notice of presentation waived.

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JOINT MOTION TO EXTEND EXPERT DISCLOSURE DEADLINE
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